IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE BILAL NAZKI
and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 33310 of 1997

Between:
The Andhra Pradesh Paper Mills Ltd., rep by its Executive Director, Sri R.C.Mall.

..... PETITIONER

AND

1 Asst. Commissioner of Central Excise, Rajahmundry Division, Rajahmundry.
2 Superintendent of Central Excise, Sri Ramanagar Range, Rajahmundry.
3 Collector of Central Excise, Guntur.
4 Central Board of Excise & Customs, North Block, New Delhi.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ of mandamus or any other appropriate writ, direction or directions, directing the respondents to permit the petitioner to take credit of Axcise Duty paid on the H.S.D. oil used for the generation of Electricity in its factory premises under Rule 57-B of Central ExciseRules with effect from 1.3.1997.

For the Petitioner:MR.V.SRINIVAS

For the Respondents : Mr.T.Suryakaran Reddy (SC-CENTRAL GOVT)

The Court Made the Following :

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ORDER : (Per Sri Bilal Nazki, J).

The Counsel for Writ Petitioner submits that the Writ Petition has become infructuous. Therefore, the Writ Petition is dismissed as 'infructuous'.

ASST.REGISTRAR

// TRUE COPY //

SECTION OFFICER

ajr.

To:

1 Asst. Commissioner of Central Excise, Rajahmundry Division,
Rajahmundry.
2 Superintendent of Central Excise, Sri Ramanagar Range,
Rajahmundry.
3 Collector of Central Excise, Guntur.
4 Central Board of Excise & Customs, North Block, New Delhi.
5 Two C.D. Copies.